

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Warren Dawson**
Docket No. **259348**
L. Ct. No. **86-028460-FC**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The delayed application for leave to appeal from the July 29, 2004 order directing the circuit court clerk to return appellant's motion for a new trial is DISMISSED for lack of jurisdiction seeing as the order stems from a successive motion for relief from judgment under MCR 6.500 *et seq.* since 1995 where no newly discovered evidence or retroactive change in the law may be found. MCR 6.502(G).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB - 3 2005
Date

Sandra Schultz Mengel
Chief Clerk